## **DECLARATION AND POWER OF ATTORNEY**

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

COMBINATION THER APY WITH GLATIRAMER ACETATE AND MITOXANTRONE FOR THE

| TREATMENT OF MUI                                                                           |                                                                          | MER ACETATE AND MITC                                                                                                                                          | JAANTRONE FOR THE                                                                    |
|--------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------|
| the specification of whic<br>(check one)                                                   | h:                                                                       |                                                                                                                                                               |                                                                                      |
|                                                                                            | X is attached here May 14, 2004)                                         | eto. (§371 national stage of Po                                                                                                                               | CT/US2004/015225, filed                                                              |
|                                                                                            | was filed                                                                |                                                                                                                                                               | as                                                                                   |
|                                                                                            | Application Serial No                                                    |                                                                                                                                                               |                                                                                      |
|                                                                                            | and was amended on_                                                      | November 11, 2005<br>(if applicable)                                                                                                                          |                                                                                      |
| I hereby state that I havincluding the claims, as                                          |                                                                          | and the contents of the abovenent referred to above.                                                                                                          | e-identified specification,                                                          |
| I acknowledge the duty to be material to patenta                                           | o disclose to the U.S. Par<br>ability as defined in Title                | tent and Trademark Office all<br>37, Code of Federal Regular                                                                                                  | information known to me ions, Section 1.56.                                          |
| 365(b) of any foreign ap<br>International Application<br>below. I have also identification | oplication(s) for patent on which designated at tified below any foreign | le 35, United States Code, Secor inventor's certificate, or Soleast one country other than application for patent or inve<br>fore that of the earliest applic | ection 365(a) of any PCT<br>the United States, listed<br>entor's certificate, or PCT |
| Prior Foreign Application                                                                  | on(s)                                                                    | •                                                                                                                                                             | Priority Claimed                                                                     |
| <u>Number</u> .                                                                            | <u>Country</u>                                                           | Filing Date                                                                                                                                                   | <u>Yes</u> <u>No</u>                                                                 |
| PCT/US2004/015225                                                                          | PCT                                                                      | May 14, 2004                                                                                                                                                  | <u>X</u>                                                                             |
|                                                                                            |                                                                          |                                                                                                                                                               |                                                                                      |
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Revised 09/02/04

39,992);

| Provisional Application No.                                                                                                                                                                                                                | Filing Date                                                                                                                                                                                                                           | <u>Status</u>                                                                                                                                                                                                                                                                                          |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 60/470,640                                                                                                                                                                                                                                 | May 14, 2003                                                                                                                                                                                                                          | Pending as of May 14, 2004                                                                                                                                                                                                                                                                             |
|                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                        |
|                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                        |
|                                                                                                                                                                                                                                            | <del></del>                                                                                                                                                                                                                           | <u> </u>                                                                                                                                                                                                                                                                                               |
| Application(s), or Section 365 listed below. Insofar as this a in any such prior Application                                                                                                                                               | (c) of any PCT International A<br>oplication discloses and claims<br>in the manner provided by the                                                                                                                                    | Code, Section 120 of any United States pplication(s) designating the United States subject matter in addition to that disclosed first paragraph of Title 35, United States                                                                                                                             |
| Application(s), or Section 365 listed below. Insofar as this a in any such prior Application Code, Section 112, I acknowle all information known to me Regulations, Section 1.56, whi                                                      | (c) of any PCT International Application discloses and claims in the manner provided by the dige the duty to disclose to the to be material to patentability.                                                                         | pplication(s) designating the United States subject matter in addition to that disclosed a first paragraph of Title 35, United States United States Patent and Trademark Office y as defined in Title 37, Code of Federal the filing date(s) of such prior Application(s)                              |
| Application(s), or Section 365 listed below. Insofar as this a in any such prior Application Code, Section 112, I acknowle all information known to me Regulations, Section 1.56, whi                                                      | (c) of any PCT International Application discloses and claims in the manner provided by the dige the duty to disclose to the to be material to patentability chieve me available between the description.                             | pplication(s) designating the United States subject matter in addition to that disclosed a first paragraph of Title 35, United States United States Patent and Trademark Office y as defined in Title 37, Code of Federal the filing date(s) of such prior Application(s)                              |
| Application(s), or Section 365 listed below. Insofar as this a in any such prior Application Code, Section 112, I acknowle all information known to me Regulations, Section 1.56, who and the national or PCT inter Application Serial No. | (c) of any PCT International Application discloses and claims in the manner provided by the adge the duty to disclose to the to be material to patentability ich became available between the national filing date of this app        | pplication(s) designating the United States subject matter in addition to that disclosed first paragraph of Title 35, United States United States United States Patent and Trademark Office y as defined in Title 37, Code of Federal he filing date(s) of such prior Application(s) lication:         |
| Application(s), or Section 365 listed below. Insofar as this a in any such prior Application Code, Section 112, I acknowle all information known to me Regulations, Section 1.56, who and the national or PCT inter Application Serial No. | (c) of any PCT International Application discloses and claims in the manner provided by the dige the duty to disclose to the to be material to patentability ch became available between the national filing date of this application | pplication(s) designating the United States subject matter in addition to that disclosed first paragraph of Title 35, United States United States United States Patent and Trademark Office y as defined in Title 37, Code of Federal he filing date(s) of such prior Application(s) lication:  Status |
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and each of them, all c/o Cooper & Dunham LLP, 1185 Avenue of the Americas, New York, New York 10036, my attorneys, each with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, to transact all business in the Patent and Trademark Office connected therewith and to file any International Applications which are based thereon under the provisions of the Patent Cooperation Treaty.

| Please address all comm | nunications, and dir | ect all telephone : | calls, regarding t | his application to: |
|-------------------------|----------------------|---------------------|--------------------|---------------------|
|                         |                      |                     |                    |                     |

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| Full name of sole or first joint inventor | Timothy Vollmer                                                              |
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| Post Office Address                       |                                                                              |
|                                           |                                                                              |
| Full name of additional joint invento     | r(if any)                                                                    |
| Inventor's signature                      | Date of signature                                                            |
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